HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE Ms. JUSTICE G. ROHINI

Writ Petition No. 34748 of 1998

Between:

M. Panduranga Raju & another

... Petitioners

And

District Forest Officer,
West Godavari District at Eluru & others

... Respondents

:: O R D E R ::

Counsel for the petitioners : Shri Ch. Dhananjaya

Counsel for respondent Nos. 1 and 2 : Assistant Government Pleader for Revenue

October 22, 2007

Per G.S. Singhvi, CJ

In this petition, the petitioners have made the following substantive prayer:

> " In these circumstances, we, therefore, humbly pray that the Hon'ble Court may be pleased to issue an order, direction or any writ more in nature of writ of mandamus directing the respondents not to interfere with the right of the petitioners to dig fish tanks in their own patta lands measuring 3.94 cents in R.S.No.226/1 of China Amiram (V), Bhimavaram Mandal, West Godavari District by declaring the action of the respondents in not permitting the petitioners to convert their own patta lands into fish tanks without issuing any notice or without passing any order in that regard, as illegal, arbitrary and without jurisdiction,

contrary to the provisions of Wild Life Protection Act and violative of principles of natural justice and violative of Articles 14,19 and 21 of the Constitution of India and for a consequential order directing the respondents not to interfere with our lawful activities in our land and to pass such other order or orders."

Learned counsel for the petitioners says that the writ petition has become infructuous and the same may be disposed of as such. Ordered accordingly.

As a sequel to disposal of the writ petition as infructuous, order dated 15.12.1998 is vacated and W.P.M.P.No.42765 of 1998 is dismissed.

G.S. SINGHVI, CJ

G. ROHINI, J

October 22, 2007
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